

JUN 08 2006

Serial No.: 09/723,117
Page 1 of 2**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor : Kelichiro Tsukamoto
Title : Apparatus and Method for ATM Cell Service
Serial No. : 09/723,117
Confirmation No. : 5924
Filed : Nov. 27, 2000
Examiner : Dimitry Levitan
Group Art Unit : 2662

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office Central Fax Number (571)273-8300 on the date shown below.

Name: Frances Davis

Signature: 

Date: June 8, 2006

June 8, 2006

Mail Stop: PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION**PURSUANT TO 37 CFR § 1.137(b)**

To the Commissioner:

The above-referenced application became abandoned for failure to timely file a response to the Office Action dated November 3, 2004. Applicant has not yet received a Notice of Abandonment for this application – it does not appear that a Notice of Abandonment has yet been issued. Applicant hereby petitions the commissioner to revive the current application on the ground that the abandonment was unintentional.

It is hereby submitted the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

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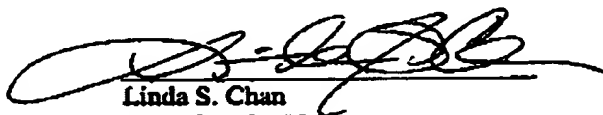
As required by 37 C.F.R. § 1.137(b)(1), enclosed herewith is a Request for Continued Examination (RCE) and an Amendment in reply to the Office Action dated November 3, 2004.

In view of the foregoing, Applicant respectfully petitions the above-referenced application be revived and the enclosed RCE and Amendment entered and examined.

The Commissioner is hereby authorized to charge the fee required by 37 C.F.R. § 1.137(b)(2) and as set forth in 37 C.F.R. § 1.17(m) to Deposit Account No. 50-1290. It is believed that no other fees are due with this petition. However, if any other fees are due with this paper, the Commissioner is hereby authorized to charge such fee(s) to Deposit Account No. 50-1290.

Please direct any inquiries regarding this petition to the Applicant's undersigned attorney, who may be reached directly by telephone at (212)940-8712.

Respectfully submitted,



Linda S. Chan
Reg. No. 42,400

Attorney Docket No.: FUJO 18.000 (100797-11557)
Customer Number: 026304
Phone: (212)940-8800
Fax: (212)940-8776

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PTO/SR/30 (08-03)

Approved for use through 07/01/2006 CMB 0851-0031
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Request For Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/723,117
	Filing Date	November 27, 2000
	First Named Inventor	Kenshiro TSUKAMOTO
	Art Unit	2662
	Examiner Name	Dmitry LEVITAN
	Attorney Docket Number	FUJO 18.000 (100794-11557)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) process under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

b. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

c. ☐ Other _____

d. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☒ Other Petition to Revive Unintentionally Abandoned Application

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months. Fee under 37 CFR 1.17(b) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1290

a. ☒ RCE fee required under 37 CFR 1.17(e)

b. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

c. ☒ Other Petition to Revive

d. ☐ Check in the amount of \$ _____ enclosed

e. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-5038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
Name (Print/Type) <u>Brian S. Myers</u>	Registration No. (Attorney/Agent) <u>48,947</u>
Signature <u>[Signature]</u>	Date <u>June 8, 2006</u>

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or to be transmitted to the U.S. Patent and Trademark Office on the date shown below.	
Name (Print/Type) <u>Frances Dove</u>	Date <u>June 8, 2006</u>

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-6199 and select option 2.

PAGE 7/14 * RCVD AT 6/8/2006 2:51:01 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-24 * DNIS:2738300 * CSID:2129407049 * DURATION (mm:ss):04:34

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